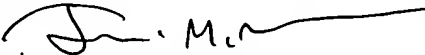


(1449) 1-6-2006

PTO/SB/08A&B (08-03)

Substitute for form 1449A&B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Complete if Known		
			Application Number	10/803,569	
			Filing Date	March 17, 2004	
			First Named Inventor	Seamans, Scott	
			Art Unit	3728	
			Examiner Name	Jila M. Mohandesi	
			Attorney Docket Number	040130-050011US	
Sheet	3	of	3		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
J	BX	Birkenstock®, Spring & Summer 2003 Catalog, Birkenstock Orthopädie GmbH, Germany (82 pages).	
	BY	Plaintiff's Statement of Claim, FOAM CREATIONS INC. vs. HOLEY SOLES HOLDINGS LTD., Ontario, Canada Federal Court, January 28, 2005, Ridout & Maybee LLP (8 pages).	
	BZ	Defendant's Statement of Defence, FOAM CREATION INC. vs. HOLEY SOLES HOLDINGS LTD., Ontario, Canada Federal Court, Court File No. -161-05, March 10, 2005, Oyen Wiggs Green & Mutala LLP (8 pages).	
	CA	Defendant's Response to Request for Particulars, FOAM CREATIONS INC. vs. HOLEY SOLES HOLDINGS LTD., Ontario, Canada Federal court, Court File No. T-161-05, April 22, 2005, Oyen Wiggs Green & Mutala LLP (including Appendices A-C, 238 pages).	
	CB	Plaintiff's Request for Particulars of Defence, FOAM CREATIONS INC. vs. HOLEY SOLES HOLDINGS LTD., Ontario, Canada Federal Court, Court File No. T-161-05 May 1, 2005, Ridout Y Maybee (5 pages).	
	CC	Plaintiff's Further Request for Particulars, FOAM CREATIONS INC. vs. HOLEY SOLES HOLDINGS LTD., Ontario, Canada Federal court, Court File No. T-161-05, May 12, 2005, Ridout & Maybee (including Schedule A, 6 pages).	
	CD	Plaintiff's Reply, FOAM CREATIONS INC. vs. HOLEY SOLES HOLDINGS LTD., Ontario, Canada Federal Court, Court File No. T-161-05, Ridout & Maybee (7 pages).	
	CE	http://web.archive.org/web/19980420230857/www.birkenstock.com/featprof.hum (3 pages).	
J	CF	COMPLAINT, Holey Soles Holdings Ltd v. Foam Creations, Inc. and CROCS, Inc. (05CV6893 (MBM)(AJP) S.D.N.Y. filed Aug. 2, 2005).	

Examiner Signature		Date Considered	08/25/06
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.